

UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Respondent,  
  
v.  
  
DAWANE ARTHUR MALLET,  
  
Movant.

No. 2:02-cr-0416 TLN AC

ORDER

By order filed August 7, 2024, respondent was ordered to show cause why sanctions should not be imposed for failing to timely respond to movant's motion to vacate, set aside, or correct his sentence pursuant to 28 U.S.C. § 2255. ECF No. 452. Respondent has now filed a response to the order to show cause and a request to extend the response deadline to September 25, 2024. ECF Nos. 453, 454. Counsel for respondent avers that an immediate family member underwent surgery and required care the same week he intended to file a timely motion for an extension of time, and as a result he inadvertently failed to ensure the motion was filed. ECF No. 454.

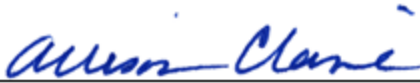
Good cause appearing, IT IS HEREBY ORDERED that:

1. The August 7, 2024 order to show cause (ECF No. 452) is DISCHARGED;
2. Respondent's motion for an extension of time (ECF No. 453) is GRANTED; and

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1           3. Respondent shall have until September 25, 2024, to file a response to movant's § 2255  
2 motion.

3 DATED: August 20, 2024

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5 ALLISON CLAIRE  
6 UNITED STATES MAGISTRATE JUDGE  
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